The opinion in support of the decision being entered today was <u>not</u> written for publication in a law journal and is <u>not</u> binding precedent of the Board.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

Ex parte JENNIFER L. HILLMAN, NEIL C. COREY, and MARIAH R. BAUGHN

> Appeal No. 2004-0816 Application 09/912,717

MAILED

APR 2 6 2004

U.S. PATENT AND TRADEMARK OFFICE BOARD OF PATENT APPEALS AND INTERFERENCES

ORDER DISMISSING APPEAL

Before HARKCOM, Acting Chief Administrative Patent Judge, and WILLIAM F. SMITH and NASE, Administrative Patent Judges.

Per curiam.

This application was electronically received at the Board of Patent Appeals and Interferences on January 13, 2004.

On December 23, 2002, appellants filed a Notice of Appeal. On April 16, 2004, appellants filed a communication requesting express abandonment of this application.

Accordingly, it is

ORDERED that the appeal filed December 23, 2002, is dismissed.

The application is being electronically returned to the examiner for further action as may be appropriate.

Gary/V. Harkcom, Acting Chief Administrative Patent Judge

William F. Smith
Administrative Patent Judge

BOARD OF PATENT

APPEAL

INTERFERENCES

Jeffrey V. Nase

Administrative Patent Judge

Incyte Corporation 3160 Porter Drive Palo Alto, CA 94304

dem